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11 City of Sacramento

12 BEFORE THE CALIFORNIA STATE WATER RESOURCES CONTROL BOARD
13 IN THE MATTER OF

14 CALIFORNIA DEPARTMENT OF WATER
15 RESOURCES AND UNITED STATES
16 BUREAU OF RECLAMATION FOR A
17 PETITION FOR CHANGE FOR
18 CALIFORNIA WATERFIX

19 *REVISED TESTIMONY OF JAMES
20 PEIFER FOR PART 1 REBUTTAL
21 PURSUANT TO APRIL 13, 2017 RULING
22 (EXHIBIT CITY SAC - 35)*

23 I, James Peifer, do hereby declare:

24 **INTRODUCTION**

25 1. Separate and apart from my testimony submitted through Exhibit CitySac-1 and
26 orally during Part 1B of this proceeding, I submit this testimony to support the rebuttal testimony
27 offered by Tom Gohring, P.E., Executive Director of the Water Forum, particularly as to the
28 Modified Flow Management Standard (“Modified FMS”).

1 The City of Sacramento has invested in and supports the Modified FMS given its
2 ability to support water supply reliability and environmental habitat.

3 As testified by Mr. Gohring, in 2014 the City of Sacramento installed emergency
4 pumps at its American River diversion because its permanent pumps were at risk of cavitating
5 due to the potential of Nimbus Dam releases below the minimum design criteria of 500 cubic feet
6 per second and a corresponding reduction of river elevation.

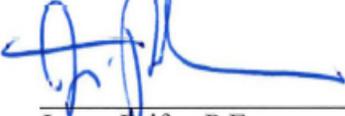
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4. ~~Not only do s~~Such conditions threaten the City of Sacramento’s ability to exercise its water rights, ~~such conditions, which as stated by Mr. Gohring, could have been lethal for steelhead and fall run Chinook salmon juveniles.~~

5. Accordingly, the City of Sacramento supports the Water Forum and Mr. Gohring’s testimony in this proceeding for the Modified FMS as a solution, or at minimum part of a solution, to adverse or potentially adverse impacts resulting from the Petition for Change for the California WaterFix, should the Petitioners’ petition be granted without sufficient terms and conditions or other protective measures in place for the City of Sacramento.

6. Ultimately, to protect the City of Sacramento, as a legal user of water, from injury resulting from implementation of the CWF, the Petition for Change for the California WaterFix should be denied, or if approved, only be approved with conditions that protect regional water supply reliability and prevent future injury to City of Sacramento such as the Modified FMS.

Executed on this 18th day of April, 2017 in Sacramento, California.



James Peifer, P.E.

NOTICE OF AVAILABILITY
and
STATEMENT OF SERVICE

CALIFORNIA WATERFIX PETITION HEARING
Department of Water Resources and U.S. Bureau of Reclamation
(Petitioners)

I hereby certify that I have this day submitted to the State Water Resources Control Board and caused a true and correct copy of the following document(s) to be uploaded to the Board's FTP site at https://ftp.waterboards.ca.gov/?u=water_fix_download&p=waterfix123.

REVISED TESTIMONY OF JAMES PEIFER FOR PART 1 REBUTTAL
PURSUANT TO APRIL 13, 2017 RULING (EXHIBIT CITY SAC-35)

This Notice of Availability and Statement of Service was served by **Electronic Mail** (email) upon the parties listed in Table 1 of the **Current Service List** for the California WaterFix Petition Hearing, dated March 30, 2017, posted by the State Water Resources Control Board at http://www.waterboards.ca.gov/waterrights/water_issues/programs/bay_delta/california_waterfix/service_list.shtml:

I certify that the foregoing is true and correct and that this document was executed on April 19, 2017.

Signature: Marilyn Sykes
Name: Marilyn Sykes
Title: Legal Assistant
Party/Affiliation: CITY OF SACRAMENTO
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